



End RCE \$

PATENT  
ATTORNEY DOCKET: 041514-5162

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Takayuki NOMOTO et al.

Application No.: 10/006,987

Filed: December 10, 2001

For: OPTICAL DISC HAVING PITS OF  
DESIRED TAPERED ANGLE

) Confirmation No.: 2829  
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Commissioner for Patents  
U.S. Patent and Trademark Office  
**Customer Window, Mail Stop RCE**  
Alexandria, VA 22314

Sir:

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

Previously submitted:

Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on August 2, 2005. (Any unentered amendment(s) referred to above will be entered).

Please consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

Enclosed:

Supplemental Reply  
 Declaration Under 37 C.F.R. § 1.132  
 Information Disclosure Statement  
 PTO Form 1449 (with \_\_\_\_\_ documents attached)  
 Other: \_\_\_\_\_

09/07/2005 SZEWDIE1 00000119 10006987

01 FC:1801  
02 FC:1253

790.00 OP  
570.00 OP

## 2. Miscellaneous

Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

Change of Correspondence Address

Submission of Revocation of Change of Power of Attorney and Grant of New Power of Attorney

## 3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

\$790.00  
 \$385.00 (for small entity)

(b) Additional Claims

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	4	minus	20	0	x \$50 each =	+ \$0.00
Independent Claims (37 C.F.R. §1.16(b))	1	minus	3	0	x \$200 each =	+ \$0.00
[ ] First presentation of Multiple dependent claim(s)					\$360.00	+ \$0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$0.00

(c) Extension of Time

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

Total Months <u>Requested</u>	Fee for <u>Extension</u>	Fee for Small Entity
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$225.00
<input checked="" type="checkbox"/> three months	\$ 1020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00

An extension for two months has already been secured on August 2, 2005 and the fee paid therefore of \$450.00 is deducted from the total fee due for the total months of extension now requested. Accordingly, the extension of time fee due with this request is **\$570.00** (\$1020 - \$450).

If an additional extension of time is required, please consider this a Petition therefor.

#### 4. Fee Payment

Enclosed is a check in the amount of **\$1,360.00**, representing payment of \$570.00 (for the difference between the three-month extension of time fee of \$1020.00 and the two-month extension of time fee of \$450.00 previously paid on August 2, 2005) and a RCE filing fee of \$790.00 is enclosed.

The Commissioner is hereby authorized to charge the Deposit Account No. 50-0573 in the amount of \_\_\_\_\_.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**DRINKER, BIDDLE & REATH LLP**



Paul A. Fournier  
Registration No. 41,023

Dated: September 6, 2005

By:

**Customer No. 55694**

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